

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CLEMENT OBEYA,

Case No. 2:25-cv-01048-GMN-MDC

Petitioner,

v.

ORDER

STATE OF NEVADA, et al.,

Respondents.

Petitioner Clement Obeya, a *pro se* litigant, has not properly commenced this habeas action by either paying the standard \$5.00 filing fee or filing an Application for Leave to Proceed *In Forma Pauperis* (“IFP”). He submitted a Petition for Writ of Habeas Corpus (ECF No. 1-1) under 28 U.S.C. § 2254, but he did not pay the \$5 filing fee or submit an IFP Application.

Pursuant to 28 U.S.C. § 1914(a) and the Judicial Conference Schedule of Fees, a \$5.00 filing fee is required to initiate a habeas action in a federal district court. It appears that Obeya is released on parole and/or not incarcerated. The Court may authorize an indigent individual to begin a habeas action without paying the \$5 fee if he or she submits an IFP application on the approved form. 28 U.S.C. § 1915(a); LSR 1-1, LSR 1-2. The Court notes that the Non-inmate IFP Application indicates that the fee for civil actions is \$305. The fee to initiate a habeas corpus action, however, is \$5.

Petitioner will have 45 days from the date of this order to either pay the \$5 filing fee or submit a complete IFP Application.

IT IS THEREFORE ORDERED:


1. The initial screening of Petitioner Clement Obeya’s Petition for Writ of Habeas Corpus (ECF No. 1-1) under the Rules Governing Section 2254 Cases is deferred to until such time as he has fully complied with this order.
2. The Clerk of Court is instructed to send Petitioner a blank form IFP Application (Non-inmate packet) along with *two* copies of this order.

1 3. **Within 45 days of the date of this order**, Petitioner must file an IFP Application.

2 Alternatively, Petitioner must pay the \$5 filing fee within 45 days.

3 4. Petitioner's failure to comply with this order within 45 days by (a) submitting a
4 complete IFP Application, or (b) paying the filing fee will result in the dismissal of
5 this action without prejudice and without further advance notice.

6 DATED: July 10, 2025

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9 GLORIA M. NAVARRO
10 UNITED STATES DISTRICT JUDGE